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7 Attorneys for Defendant
DOLLAR TREE STORES, INC.

8 UNITED STATES DISTRICT COURT
9
10 NORTHERN DISTRICT OF CALIFORNIA

11 ROBERT RUNNINGS individually, and on
12 behalf of all others similarly situated,

13 Plaintiff,

14 v.

15 DOLLAR TREE STORES, INC, and DOES
16 1 through 25, inclusive,

17 Defendants.

CASE NO. C 07-04012 EMC

**[PROPOSED] TEMPORARY
RESTRAINING ORDER AND
ORDER TO SHOW CAUSE RE
PRELIMINARY INJUNCTION**

JUDGE: Hon. Edward M. Chen

COMPLAINT FILED: July 6, 2007
TRIAL DATE: No date set.

18 TO PLAINTIFF AND HIS ATTORNEYS OF RECORD:

19 YOU ARE HEREBY ORDERED TO SHOW CAUSE at _____ on
20 _____, 2007, or as soon thereafter as counsel may be heard in the courtroom of
21 the Honorable _____, located at _____, why Scott Cole &
22 Associates should not be (1) disqualified from acting as counsel in the above captioned
23 action; or, in the alternative, (2) be required to:

- 24 A. mitigate any harm caused by the Letter; and
25 B. cease Communicating in any fashion with any unnamed putative
26 class members of the above-captioned action; or, in the alternative,
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1 B. be subject to Court supervision with respect to any communications
2 with any unnamed putative class members of the above-captioned
3 action.

4 PENDING HEARING on the above Order to Show Cause, Scott Cole &
5 Associates, as well as those in active concert or participation with them, ARE HEREBY
6 RESTRAINED AND ENJOINED from communicating in any fashion with any unnamed
7 putative class members of the above-captioned action.

8 In addition, the firm of Scott Cole & Associates shall designate a person
9 most knowledgeable regarding the Letter, who shall be made available for deposition on
10 or before _____ 2007.

11 [The above Temporary Restraining Order is effective on Defendant's filing
12 an undertaking in the sum of \$_____.] This Order to Show Cause and supporting
13 papers must be served on Plaintiff no later than _____ days before the date
14 set for hearing, and proof of service shall be filed no later than _____ court days
15 before the hearing. Any response or opposition to this Order to Show Cause must be
16 filed and personally served on Defendant's counsel no later than _____ court
17 days before the date set for hearing, and proof of service shall be filed no later than
18 _____ court days before the hearing.

19
20 Dated: _____

UNITED STATES DISTRICT JUDGE

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